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15 ALLERGAN USA, INC. and  
ALLERGAN INDUSTRIE, SAS  
16

17 **UNITED STATES DISTRICT COURT**  
**CENTRAL DISTRICT OF CALIFORNIA**

18 ALLERGAN USA, INC., and  
19 ALLERGAN INDUSTRIE, SAS,

20 Plaintiffs,

21 v.

22 MEDICIS AESTHETICS, INC.,  
MEDICIS PHARMACEUTICAL CORP.,  
23 VALEANT PHARMACEUTICALS  
NORTH AMERICA LLC,  
24 VALEANT PHARMACEUTICALS  
INTERNATIONAL, and  
25 VALEANT PHARMACEUTICALS  
INTERNATIONAL, INC.

26 Defendants.

Case No. 8:13-cv-01436 AG (JPRx)

27  
28 **DECLARATION OF ELIZABETH  
M. FLANAGAN IDENTIFYING  
PLAINTIFFS' PHYSICAL  
EXHIBITS FOR CLAIM  
CONSTRUCTION HEARING**

Date: July 22, 2014

Time: 9:00 am

Ctrm: 10D

Judge: Hon. Andrew J. Guilford

1 I, Elizabeth M. Flanagan, declare as follows:

2 1. I am an attorney at Fish & Richardson P.C., and have been admitted  
3 *pro hac vice* in the above-captioned litigation as counsel for Plaintiffs Allergan  
4 USA, Inc., and Allergan Industrie, SAS (“Allergan”).

5 2. Attached hereto as Exhibit 1 is a true and correct copy of a photograph  
6 of Plaintiffs’ Physical Exhibit No. 1, the accused product Perlane-L.

7 3. Attached hereto as Exhibit 2 is a true and correct copy of a photograph  
8 of Plaintiffs’ Physical Exhibit No. 2, the accused product Restylane-L.

9 4. Attached hereto as Exhibit 3 is a true and correct copy of a photograph  
10 of Plaintiffs’ Physical Exhibit No. 3, commercial embodiment Juvéderm Ultra Plus  
11 XC.

12 5. Attached hereto as Exhibit 4 is a true and correct copy of a photograph  
13 of Plaintiffs’ Physical Exhibit No. 4, Juvéderm Ultra XC.

14 6. Pursuant to Standing Patent Rule 3.5, Plaintiffs presently intend to use  
15 Plaintiffs’ Physical Exhibit Nos. 1-4 at the claim construction hearing.

16 I declare under penalty of perjury under the laws of the United States that the  
17 foregoing is true and correct.

18 Dated: June 27, 2014

FISH & RICHARDSON P.C.

20 By: /s/ Elizabeth M. Flanagan  
21 Elizabeth M. Flanagan

22 Attorneys for Plaintiffs  
23 ALLERGAN USA, INC. and  
24 ALLERGAN INDUSTRIE, SAS

1                   **CERTIFICATE OF SERVICE**

2                   The undersigned hereby certifies that a true and correct copy of the above and  
3 foregoing document has been served on June 27, 2014 to all counsel of record who  
4 are deemed to have consented to electronic service via the Court's CM/ECF system  
5 per Civil Local Rule 5.4. Any other counsel of record will be served by electronic  
6 mail, facsimile and/or overnight delivery.

7  
8                   \_\_\_\_\_  
9                   Elizabeth M. Flanagan